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PTO/SB/21 (6-99)

JUL 12 2006

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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

3

Application Number

10/015,387

Filing Date

December 12, 2001

First Named Inventor

Kevin P. Baker

Group/Art Unit

1637

Examiner Name

Jeffrey Norman Fredman

Attorney Docket Number

39780-2830 P1C54

ENCLOSURES (check all that apply)

Fee Transmittal Form

Copy of an Assignment

After Allowance Communication to Group

Fee Attached

Drawing(s)

Appeal Communication to Board of Appeals and Interferences

REQUEST TO WITHDRAW APPEAL BY APPELLANTS

After Final

Licensing-related Papers

Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)

Version With Markings Showing Changes

Petition Routing Slip (PTO/SB/69) and Accompanying Petition

Proprietary Information

Affidavits/declaration(s)

Petition to Convert to a Provisional Application

Status Letter

Extension of Time Request

Power of Attorney, by Assignee to Exclusion of Inventor Under 37 C.F.R. §3.71 With Revocation of Prior Powers

ADDITIONAL ENCLOSURE(S) (PLEASE IDENTIFY BELOW):

Information Disclosure Statement

Terminal Disclaimer

RETURN POSTCARD

Certified Copy of Priority Document(s)

Small Entity Statement

Response to Missing Parts/ Incomplete Application

Request for Refund

Remarks

Response to Missing Parts under 37 CFR 1.52 or 1.53

AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT 08-1641 FOR ANY FEES DUE IN CONNECTION WITH THIS PAPER, REFERENCING ATTORNEY'S DOCKET NO. 39780-2830P1C54.

Copy of Notice

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm or Individual name

HELLER EHRMAN LLP

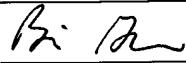
BARRIE D. GREENE (Reg. No. 46,740)

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Facsimile: (650) 324-0638

Signature



Date

JULY 12, 2006

Customer Number:

35489

CERTIFICATE OF EXPRESS MAILING

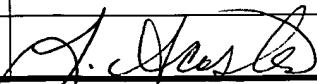
I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. §1.10 on the date indicated below and addressed to: **MAIL STOP APPEAL BRIEF - PATENTS**, Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450, on this date: JULY 12, 2006

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Typed or printed name

L. ACOSTA

Signature



Date

JULY 12, 2006

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UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:)	Examiner: Fredman, Jeffrey Norman
)	
Kevin P. BAKER, et al.)	Art Unit: 1637
)	
Application Serial No. 10/015,387)	Confirmation No: 9861
)	
Filed: December 12, 2001)	Attorney's Docket No. 39780-2830 P1C54
)	
For: SECRETED AND)	Customer No. 35489
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DATE MAILED: JULY 12, 2006

ON APPEAL TO THE BOARD OF PATENT APPEALS AND INTERFERENCES
REQUEST TO WITHDRAW APPEAL BY APPELLANTS

MAIL STOP APPEAL BRIEF - PATENTS

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

On January 18, 2005, the Examiner made a final rejection to pending Claims 28-32 and 44-52. A Notice of Appeal was filed on July 15, 2005, and an Appeal Brief was filed on September 12, 2005. An Examiner's Answer was mailed on December 2, 2005, and Appellants' Reply Brief was filed February 1, 2006.

Appellants hereby request that the appeal be withdrawn, and that the above-identified application be expressly withdrawn as of the filing date of this paper.

I am the attorney or agent of record.

Applicants believe there are no fees due at this time, however please charge any additional fees or credit overpayments to Deposit Account No. 08-1641, referencing Attorney's Docket No. 39780-2830 P1C54). Please direct any calls in connection with this application to the undersigned at the number provided below.

Respectfully submitted,

Date: July 12, 2006

By: Barrie Greene
Barrie Greene (Reg. No. 46,740)

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